

Eighth Annual

REPORT ON THE ENVIRONMENTAL ASSESSMENT BOARD

Covering the period
April 1, 1983 to
March 31, 1984



Environmental
Assessment
Board

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ON THE
ENVIRONMENTAL ASSESSMENT BOARD**

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INTRODUCTION

The Environmental Assessment Board is an administrative tribunal of the Province of Ontario established in 1975 under The Environmental Assessment Act. Its principal function is to hold public hearings on enterprises, activities, plans or programs proposed to be undertaken in the Province of Ontario and which may have an impact on the natural or social environment.

It is an independent Board and, while it reports to the Legislature through the Minister of the Environment, it is not part of the Ministry of the Environment. It is comprised of full-time and part-time members. The full-time members consist of a Chairman and three Vice-Chairmen. There are eight part-time members at the present time.

The Board conducts hearings on environmental assessments under the Environmental Assessment Act (Section 5), on sewage works and on public water or sewage service areas under the Ontario Water Resources Act (Section 6 and Section 43, respectively), and on waste disposal systems under the Environmental Protection Act (Section 33). It may also undertake special hearings authorized by Order-in-Council. (The Board, in addition, conducts

hearings in conjunction with the Ontario Municipal Board under the Consolidated Hearings Act. Reference should be made to that Act for details concerning those proceedings and the procedures which are followed).

In proceedings under the Ontario Water Resources Act and the Environmental Protection Act, the Board makes a recommendation, rather than a decision, with respect to the subject matter of the hearing. Under these two Acts, the Board holds hearings at the request of the Ministry of the Environment and, following the hearings, it forwards its report, containing its conclusions and recommendations, to that Ministry. The Ministry then considers the Board's report before issuing its decision with respect to the proposal which was the subject of the hearing.

In proceedings conducted by the Board under the Environmental Assessment Act, the Board performs a decision-making function. Direction to hold the hearing comes from the Minister of the Environment. Following the hearing, the Board issues its decision, together with written reasons therefor, to the Minister, to the parties to the hearing and to other specified persons.

In July 1983 the Board developed a brochure entitled "A Guide for Hearings". The guide is intended to assist the public - including the applicant, those opposing or those supporting the application, members of the legal profession, government ministries, boards or agencies, members of the general public - who may wish to take part in the Board's hearings. It should be remembered, however, that the guidelines are not formal procedures and that,

in this regard, procedures contained in Part II of the Public Inquiries Act 1971, insofar as the Ontario Water Resources Act and the Environmental Protection Act are concerned, and those contained in the Statutory Powers Procedures Act 1971, insofar as the Environmental Assessment Act is concerned, govern.

During this fiscal year the Environmental Assessment Board has initiated experimental mediation procedures involving one proposal.

A brief description of each of the public hearings that were held during this fiscal year is contained later in this report. Further details concerning these hearings may be obtained from the Board's offices at 1 St. Clair Avenue West, Fifth Floor, Toronto, Ontario M4V 1K7. (Telephone: 416-965-2531).

BOARD MEMBERSHIP

Board membership is comprised of 12 persons - a full-time Chairman, 3 full-time Vice-Chairmen and 8 part-time Board Members.

The membership is as follows:

Full-time

B.E. Smith	-	Chairman	-	Mississauga
R.B. Eisen, Q.C.	-	Vice-Chairman	-	Toronto
M.I. Jeffery, Q.C.	-	Vice-Chairman	-	Toronto
M.G. Munro	-	Vice-Chairman	-	Burlington

Part-time

D.M. Coolican	-	Member	-	Ottawa
E.E. Culin	-	Member	-	Moffat
M.H. Edwards	-	Member	-	Kingston
S. Montgomery	-	Member	-	Hawkesbury
D.C. Morton	-	Member	-	Brockville
W.A.J. Roy	-	Member	-	Paincourt
H.M. Smith	-	Member	-	Ajax
G.J. Stopps	-	Member	-	Toronto

In the early part of 1983, 6 persons retired from the Board; Mrs. M.E. Lancaster, Mr. G.G. Faries, Mr. W.M. Kidd, Mrs. I.D. Page, Mr. G.E. Wilson and Mr. D.S. Caverly.

During the year, Mr. M.J. Cathcart retired and Mr. H. Browne succeeded him as Board Secretary and Chief Executive Officer. A staff of 9 persons provides technical, administrative, and secretarial support to the Board. Operating expenses of the Board for the 1983-84 fiscal year amounted to approximately \$811,808.

LIST OF HEARINGS APRIL 1, 1983 - MARCH 31, 1984

I - Hearings Held Under The Ontario Water Resources Act

<u>Name and Type of Hearing</u>	<u>Number of Days with date of Commencement & Conclusion</u>	<u>Date of Report</u>
Regional Municipality of Haldimand-Norfolk - Community of Waterford - City of Nanticoke - Sewage Lagoon Expansion -	April 7/83 1 day	May/19/83
Borough of Etobicoke/Town of Vaughan/City of Brampton - Storm Sewer Extensions	May 3/83 1 day	May 19/83
Township of Westminster/City of London (Sifton Properties Ltd) - Storm Sewer Extensions -	July 25/83 1 day	July 28/83
Township of Chapleau - Sewage Treatment Works -	Sept. 27/83 1 day	Oct. 13/83
Township of St. Vincent/Town of Meaford - Sanitary Sewer Extension -	Oct. 25/83 1 day	Nov. 24/83

Township of Elizabeth/City of Brockville - Sanitary Sewer & Pumping Station	Dec. 1/83 1 day	Dec. 16/83
Village of Cookstown - Sewage Treatment Works	Jan. 17/84 1 day	Feb. 23/84
Township of Tecumseth (Cable Bridge Enterprises Ltd.) Sewage Treatment Works	Feb. 7/84 1 day	Feb. 23/84

II - Hearings Held Under The Environmental Protection Act

<u>Name and Type of Hearing</u>	<u>Number of Days with date of Commencement & Conclusion</u>	<u>Date of Report</u>
City of Kingston/Township of Storrington (Tricil Limited) - Additional Type of Waste for Landfill	Mar. 21- June 28/83 3 days	July 28/83
Township of Moore (Shell Canada Ltd.) - Alteration to Waste Disposal Site	May 25/83 1 day	June 23/83
Town of Markham (Toronto Removal Services Inc.) - Site for Processing of Pathological Wastes -	Feb. 28-May 25/83 3 days	Adjourned sine die
City of Toronto (Harkow Aggregates & Recycling Ltd) - Waste Transfer Station -	June 6/83 1 day	June 23/83
Township of Brant - Landfill Expansion -	June 21/83 1 day	July 28/83
Town of Pickering (Toronto Removal Services Inc.) - Site for Processing of Pathological Wastes -	July 18-22/83 5 days	Sept. 8/83

Town of Dryden/Unorganized Township of Van Horne - Landfill Site -	June 14-Sep.23/83 7 days	Nov. 24/83
Township of Muskoka Lakes (R.C.A. Gilbert) - Sludge Farming -	Nov.21-Dec.15/83 4 days	Feb. 23/84
City of Scarborough (Manville Canada Inc.) - Rehabilitation of Waste Disposal Site -	Nov. 28/83 - Feb. 23/84 6 days and 2 night sessions	-
City of Nanticoke (Texaco Canada Inc.) - Biological Sludge Farming -	Mar. 6/84 1 day	-
City of Sarnia (Suncor) - Biological Sludge Farming -	March 20/84 1 day	-
Town of Iroquois Falls - Landfile Site Expansion -	March 20/84	Adjourned sine die

III - Hearings Held Under The Consolidated Hearings Act

<u>Name and Type of Hearing</u>	<u>Number of Days with date of Commencement & Conclusion</u>	<u>Date of Report</u>
Village of Drayton/Township of Maryborough - Water and Sewage Works -	Mar. 14-30/83 5 days	Apr. 15/83
Township of Collingwood (Craigleigh Area) - Water and Sewage Works -	July 11-15/83 5 days	July 25/83
City of London (Victoria Hospital Corp.) - Energy from Waste Facility -	Dec. 22/82 - June 8/83 50 days	Oct. 18/83
County of Northumberland/ Township of Seymour - Landfill Site -	Nov. 22/82 - Sept. 29/83 27 days	Nov. 28/83

Village of Markdale
- Sewage Treatment Works -
(expansion)

Feb. 27/83
2 days

Southwestern Ontario
(Ontario Hydro Transmission System
- Route Stage -

Feb. 14 & 16/84
2 days
(Preliminary)

Eastern Ontario
Ontario Hydro Transmission Site
- Route Stage -

Oct. 25/83
& Dec. 13/83
2 days
Motion

MEDIATION PROCESS

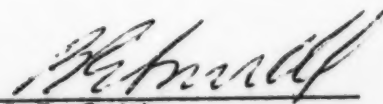
As indicated previously, the Environmental Assessment Board initiated an experimental mediation process during the fiscal year in an attempt to resolve environmental disputes.

North Simcoe Area

A meeting was held on February 6, 1984 at Balm Beach regarding the mediation process associated with the Establishment and Operation of a Waste Management System for the North Simcoe Area. The purpose of the meeting, which was attended by the Chairman, was to explain the mediation process and to introduce a candidate mediator.

Subsequently, Mr. Michel G. Picher of Adjudication Services Limited was appointed as the Mediator. The mediation process was commenced and will continue into the next fiscal year.

H. Browne,
Board Secretary


B.E. Smith,
Chairman